

FILED

December 3, 2002

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

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STATE OF NEW JERSEY
 DEP'T OF LAW & PUBLIC SAFETY
 DIVISION OF CONSUMER AFFAIRS
 STATE BOARD OF MEDICAL EXAMINERS
 OAL DOCKET NO. BDSME 07814-01N

IN THE MATTER OF THE SUSPENSION
 OR REVOCATION OF LICENSE OF
 MICHAEL MARTIN KATZ, M.D.
 TO PRACTICE MEDICINE & SURGERY
 IN THE STATE OF NEW JERSEY

ADMINISTRATIVE ACTION

FINAL ORDER

This matter was opened to the State Board of Medical Examiners upon the filing of an Administrative Complaint and an Order to Show Cause filed on September 28, 2000 and subsequently amended on November 27, 2000 and on January 26, 2001.

Respondent filed an Answer through his then attorneys DeCotiis, Fitzpatrick, Gluck & Cole. Thereafter, several interim Orders were entered in the matter, including those filed October 11, 2000, December 1, 2000, February 14, 2001 and April 18, 2002. Respondent is currently prohibited from engaging in any practice of medicine or surgery in the State of New Jersey pending final disposition by the Board of all Counts of the Complaint, as amended.

"Practice", for the purpose of the Orders, was defined to mean any form of diagnosing, treating, operating or prescribing for any human ailment, disease, pain, injury, deformity, mental or physical condition of a New Jersey patient, whether such conduct takes place within or outside of the geographic borders of the State and includes practice in any medium of communication.

Respondent Dr. Katz, whose current address of record is 246 Hedge Lane, Hewlett Harbor,

New York 11557, holds New Jersey license number MA 50279 and has offered medical services under various professional entity names in several locations in the State of New Jersey as well as various entity names and locations in the State of New York, as set forth in the Complaint.

Trial is pending before the Hon. Mumtaz Bari-Brown, A.L.J., of the Office of Administrative Law and is scheduled to commence December 9, 2002. Respondent is currently represented by Kevin H. Marino, Esq.

Respondent, having considered the matter and having had the opportunity to consult with legal counsel, has determined to waive his opportunity for plenary hearing before the Office of Administrative Law and, in the interests of amicable settlement of the matter, hereby amends his prior filed Answers to assert that he neither admits nor denies any of the allegations of the Complaint as twice amended. Respondent has offered to surrender his New Jersey medical license, recognizing that such surrender shall be deemed a revocation in the circumstances herein, and to make certain payments in settlement of the case.

For good cause shown,

IT IS, ON THIS 3rd DAY OF December 2002

ORDERED:

1. The surrender of license of Respondent Michael Martin Katz, M.D. to practice medicine and surgery in the State of New Jersey is hereby accepted, and deemed a revocation, effective immediately upon the filing of this Order. Respondent shall comply with all of the requirements of N.J.A.C. 13:35-6.5(h) regarding release of patient records.

I have read the within Order and
understand its terms. I consent to
the filing of the Order by the Board
of Medical Examiners.

Witness:

By: Michael M Katz M.D. 12/2/02

Michael M Katz, M.D.

Kevin H Marino 12/2/02
Counsel to Dr. Katz